

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

SYNQOR, INC.

Plaintiff,

v.

ARTESYN TECHNOLOGIES, INC.,
ASTEC AMERICA, INC.,
BEL FUSE INC.,
CHEROKEE INTERNATIONAL CORP.,
DELTA ELECTRONICS, INC.,
DELTA PRODUCTS CORP.,
LINEAGE POWER CORP.,
MURATA ELECTRONICS NORTH AMERICA,
INC.,
MURATA MANUFACTURING CO., LTD.,
MURATA POWER SOLUTIONS INC.
POWER-ONE, INC.

Defendants.

Civil Action No. 2:07-CV-497-TJW-CE

JURY TRIAL DEMANDED

**SYNQOR'S ANSWER TO COUNTERCLAIMS OF
DEFENDANT DELTA ELECTRONICS, INC.**

Plaintiff SynQor, Inc. ("SynQor") respectfully submits this Answer to the counterclaims asserted by Defendants Delta Electronics, Inc. ("Delta Electronics") in its Answer and Counterclaims to Plaintiff SynQor, Inc.'s Third Amended Complaint ("Answer") (*See* Dkt. # 303).

DELTA ELECTRONICS' COUNTERCLAIMS

1. SynQor admits that Delta Electronics claims in paragraph 1 of the Answer to incorporate what is set out previously in its Answer as if fully set forth therein. SynQor is not

required to reply to Delta Electronics's earlier allegations in its Answer and it declines to do so. SynQor otherwise denies the remaining allegations in paragraph 1 of the Answer.

2. Upon information and belief, SynQor admits the allegations of paragraph 2 of the Answer.

3. SynQor admits the allegations of paragraph 3 of the Answer.

JURISDICTION AND VENUE

4. SynQor admits the allegations in paragraph 4 of the Answer.

5. SynQor admits the allegations in paragraph 5 of the Answer.

6. SynQor admits the allegations in paragraph 6 of the Answer.

7. SynQor admits the allegations in paragraph 7 of the Answer.

8. SynQor admits that there is a justiciable controversy regarding infringement and validity of the '190, '021, '083, and '702 patents, but denies the remaining allegations in paragraph 8 of the Answer.

9. SynQor will not contest jurisdiction in this case.

10. SynQor will not contest jurisdiction in this case.

11. SynQor will not contest that venue is proper in this case.

COUNT ONE OF DELTA ELECTRONICS' COUNTERCLAIM

Declaratory Judgment of Invalidity and Non-Infringement of the '190 Patent

12. SynQor admits that Delta Electronics claims in paragraph 12 of the Answer that it incorporates by reference the allegations set forth in paragraphs 1-11 of the Answer. SynQor denies the remaining allegations in paragraph 12 of the Answer.

13. SynQor denies the allegations in paragraph 13 of the Answer.

14. SynQor denies the allegations in paragraph 14 of the Answer.

COUNT TWO OF DELTA ELECTRONICS' COUNTERCLAIM

Declaratory Judgment of Invalidity and Non-Infringement of the '021 Patent

15. SynQor admits that Delta Electronics claims in paragraph 15 of the Answer that it incorporates by reference the allegations set forth in paragraphs 1-14 of the Answer. SynQor denies the remaining allegations in paragraph 15 of the Answer.

16. SynQor denies the allegations in paragraph 16 of the Answer.

17. SynQor denies the allegations in paragraph 17 of the Answer.

COUNT THREE OF DELTA ELECTRONICS' COUNTERCLAIM

Declaratory Judgment of Invalidity and Non-Infringement of the '083 Patent

18. SynQor admits that Delta Electronics claims in paragraph 18 of the Answer that it incorporates by reference the allegations set forth in paragraphs 1-17 of the Answer. SynQor denies the remaining allegations in paragraph 18 of the Answer.

19. SynQor denies the allegations in paragraph 19 of the Answer.

20. SynQor denies the allegations in paragraph 20 of the Answer.

COUNT FOUR OF DELTA ELECTRONICS' COUNTERCLAIM

Declaratory Judgment of Invalidity and Non-Infringement of the '702 Patent

21. SynQor admits that Delta Electronics claims in paragraph 21 of the Answer that it incorporates by reference the allegations set forth in paragraphs 1-20 of the Answer. SynQor denies the remaining allegations in paragraph 21 of the Answer.

22. SynQor denies the allegations in paragraph 22 of the Answer.

23. SynQor denies the allegations in paragraph 23 of the Answer.

RELIEF REQUESTED

1. SynQor denies that Delta Electronics is entitled to relief.
2. SynQor denies that Delta Electronics is entitled to relief.
3. SynQor denies that Delta Electronics is entitled to relief.
4. SynQor denies that Delta Electronics is entitled to relief.
5. SynQor denies that Delta Electronics is entitled to relief.
6. SynQor denies that Delta Electronics is entitled to relief.
7. SynQor denies that Delta Electronics is entitled to relief.
8. SynQor denies that Delta Electronics is entitled to relief.
9. SynQor denies that Delta Electronics is entitled to relief.
10. SynQor denies that Delta Electronics is entitled to relief.

DEMAND FOR JURY TRIAL

SynQor admits that Delta Electronics has demanded a trial by jury, and SynQor demands the same.

Dated: October 26, 2009

/s/ Thomas D. Rein

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ATTORNEYS FOR PLAINTIFF SYNQOR, INC.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on October 26, 2009.

/s/ David T. DeZern
David T. DeZern